

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

---

IN RE FIDELITY ERISA ) Civil Action No. 13-10222-DJC  
FLOAT LITIGATION )  
                          )

---

**NOTICE OF APPEAL**

Notice is hereby given that Plaintiffs in the above-entitled matter, Timothy M. Kelley, Jamie A. Fine, Patricia Boudreau, Alex Gray, Bobby Negron, Columbia Air Services, Inc. and Korine Brown hereby appeal to the United States Court of Appeals for the First Circuit from the Order of Dismissal entered in this action on March 11, 2015.

Dated: April 9, 2015

*/s/ Mark T. Johnson*

Todd M. Schneider (*pro hac vice*)  
Joshua G. Konecky (*pro hac vice*)  
Mark T. Johnson (*pro hac vice*)  
Schneider Wallace Cottrell Konecky Wotkyns LLP  
180 Montgomery Street  
Suite 2000  
San Francisco, CA 94104  
T: 415-421-7100  
tschneider@schneiderwallace.com  
jkonecky@schneiderwallace.com  
mjohnson@schneiderwallace.com

Garrett W. Wotkyns (*pro hac vice*)  
Michael C. Mckay  
Schneider Wallace Cottrell Konecky Wotkyns LLP  
8501 North Scottsdale Road  
Suite 270  
Scottsdale, AZ 85253  
T: 480-428-0142  
gwotkyns@schneiderwallace.com  
mmkay@schneiderwallace.com

Gregory Y. Porter (*pro hac vice*)  
Bailey & Glasser LLP  
910 17th Street, NW  
Suite 800  
Washington, DC 20004  
T: 202-543-0226  
gporter@baileyglasser.com

John J. Roddy  
Elizabeth A. Ryan  
Bailey & Glasser LLP  
Suite 1030  
125 Summer Street  
Boston, MA 02110  
T: 617-439-6730  
F: 617-951-3954  
jroddy@baileyglasser.com  
eryan@baileyglasser.com

Joseph Peiffer  
Daniel Carr  
Peiffer Rosca Wolf Abdullah Carr & Kane  
201 St. Charles Avenue  
Ste. 4610  
New Orleans, LA 70170  
T: 504-523-2434  
F: 504-523-2464  
jpeiffer@prwlegal.com

Suyash Agrawal  
Jeannie Y. Evans  
Agrawal Evans LLP  
308 W. Erie Street  
Suite 502  
Chicago, IL 60654  
T: 312-448-8800

Peter J. Mougey  
Laura Dunning  
Levin, Papantonio, Thomas, Mitchell, Rafferty &  
Proctor  
316 S. Baylen Street  
Pensacola, FL 32502  
T: 850-432-2451  
F: 850-469-3331  
pmougey@levinlaw.com

ldunning@levinlaw.com

Richard S. Frankowski  
The Frankowski Firm  
Suite 203  
231 22nd Street South  
Birmingham, AL 35233  
T: 205-390-0399  
richard@frankowskifirm.com

*Attorneys for Plaintiffs Timothy M. Kelley and  
Jamie A. Fine*

Robert A. Izard (*pro hac vice*)  
Mark P. Kindall (*pro hac vice*)  
Izard Nobel LLP  
29 South Main Street  
Suite 215  
West Hartford, CT 06107  
T: 860-493-6295  
F: 860-493-6290  
firm@izardnobel.com  
mkindall@izardnobel.com

Bradford S. Babbitt (*pro hac vice*)  
Craig A. Raabe (*pro hac vice*)  
Elizabeth R. Leong (*pro hac vice*)  
Robinson & Cole, LLP  
280 Trumbull St.  
Hartford, CT 06103-3597  
T: 860-275-8200  
F: 860-275-8299  
bbabbitt@rc.com  
craabe@rc.com  
elong@rc.com

*Attorneys for Plaintiff Columbia Air Services, Inc.*

Thomas G. Shapiro  
Shapiro Haber & Urmy LLP  
Seaport East  
2 Seaport Lane  
Boston, MA 02210  
T: 617-439-3939  
F: 617-439-0134  
tshapiro@shulaw.com

Michelle H. Blauner  
Shapiro Haber & Urmy LLP  
53 State Street  
37th Floor  
Boston, MA 02109  
T: 617-439-3939  
F: 617-439-0134  
mblauner@shulaw.com

*Attorneys for Plaintiffs Patricia Boudreau, Esquire  
Alex Gray and Bobby Negron*

**CERTIFICATE OF SERVICE**

I hereby certify that on April 9, 2015, I electronically filed the foregoing document with the Clerk of the Court using the Court's CM/ECF system, which will send a notice of electronic filing to all CM/ECF participants.

*/s/ Mark T. Johnson*

Mark T. Johnson (*pro hac vice*)  
Schneider Wallace Cottrell Konecky Wotkyns LLP  
180 Montgomery Street  
Suite 2000  
San Francisco, CA 94104  
T: 415-421-7100  
mjohnson@schneiderwallace.com